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By: **Delegate O'Donnell**  
Introduced and read first time: February 13, 2004  
Assigned to: Judiciary

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 23, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Megan's Law - Registration Statements of Offenders - Notification to**  
3 **Surrounding Area**

4 FOR the purpose of requiring local law enforcement units to cause certain notices to  
5 be published in certain newspapers of general circulation within a certain time  
6 after receiving registration statements of child sexual offenders, sexual  
7 offenders, sexually violent offenders, or sexually violent predators; making  
8 clarifying changes; and generally relating to registration of child sexual  
9 offenders, sexual offenders, sexually violent offenders, and sexually violent  
10 predators.

11 BY repealing and reenacting, with amendments,  
12 Article - Criminal Procedure  
13 Section 11-709  
14 Annotated Code of Maryland  
15 (2001 Volume and 2003 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Criminal Procedure**

19 11-709.

20 (a) Each year within 5 days after a child sexual offender completes the  
21 registration requirements of § 11-707(a) of this subtitle, a local law enforcement unit  
22 shall send notice of the child sexual offender's annual registration to the Department.

1 (b) (1) As soon as possible but not later than 5 working days after receiving  
2 a registration statement of a child sexual offender, a local law enforcement unit shall  
3 send written notice of the registration statement to the county superintendent, as  
4 defined in § 1-101 of the Education Article, in the county where the child sexual  
5 offender is to reside or where a child sexual offender who is not a resident of the State  
6 will work or attend school.

7 (2) As soon as possible but not later than 5 working days after receiving  
8 notice from the local law enforcement unit under paragraph (1) of this subsection, the  
9 county superintendent shall send written notice of the registration statement to  
10 principals of the schools under the superintendent's supervision that the  
11 superintendent considers necessary to protect the students of a school from a child  
12 sexual offender.

13 (c) A local law enforcement unit that receives a notice from a supervising  
14 authority under this [section] SUBTITLE shall send a copy of the notice to the police  
15 department, if any, of a municipal corporation if the registrant:

16 (1) is to reside in the municipal corporation after release; or

17 (2) escapes from a facility but resided in the municipal corporation  
18 before being committed to the custody of a supervising authority.

19 (D) AS SOON AS POSSIBLE BUT NOT LATER THAN 5 DAYS AFTER RECEIVING A  
20 COPY OF A REGISTRATION STATEMENT OF A REGISTRANT FROM A SUPERVISING  
21 AUTHORITY, A LOCAL LAW ENFORCEMENT UNIT SHALL CAUSE TO BE PUBLISHED A  
22 NOTICE OF THE REGISTRATION IN A NEWSPAPER OF GENERAL CIRCULATION IN THE  
23 COMMUNITY, UNLESS THE LAW ENFORCEMENT UNIT DETERMINES THAT THE  
24 PUBLICATION OF THE NOTICE IS NOT IN THE INTEREST OF JUSTICE.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
26 effect October 1, 2004.